IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CONTEMPT PETITION NO.425 OF 2006

IN

WRIT PETITION NO.5210 OF 2006

Smt.Vinaya Laxman Kelkar ...Petitioner

Versus

Shankar Ambarnath Chobhe & Ors. ...Respondents

.....

Ms.Koparkar i/b Mr.Nitin P.Deshpande for Petitioner.

None for Respondents.

.....

CORAM: A.M.KHANWILKAR, J.

JANUARY 25, 2007.

P.C.

1. The grievance in this Petition is that inspite of the order of status-quo, the Respondents pursued with the Revenue Authorities and succeeded in change of mutation entry in their favour. That, however, in my opinion, will not constitute civil contempt. This is so because the order passed by this Court was requiring the parties to maintain status-quo with regard to the suit property. It is

not the case of the Petitioners that the suit structure has been altered in any manner or for that matter, position in relation to the suit property has been interfered with.

2. Viewed thus, for any other change and order passed in relation to the suit property by the Revenue Authority, the appropriate course for the Petitioners is to challenge those decisions.

3. Suffice it to observe that it is not a case for initiating action for civil contempt. Petition is disposed of with liberty to the Petitioners to pursue such other remedy as may be permissible by law.

A.M.KHANWILKAR, J.